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13 **UNITED STATES DISTRICT COURT**
14 **DISTRICT OF ARIZONA**

15 State of Arizona, *ex rel.* Kristin K. Mayes,
16 Attorney General, *et al.*,

17 Plaintiffs,

18 v.

19 Michael D. Lansky, L.L.C., dba Avid
20 Telecom, *et al.*,

21 Defendants.

CASE NO.: 4:23-cv-00233- TUC-CKJ
(MAA)

**DECLARATION OF SARAH
PELTON IN SUPPORT OF THE
STATE OF ARIZONA, *EX REL.*
KRISTIN K. MAYES, ATTORNEY
GENERAL’S MOTION TO
DETERMINE THE SUFFICIENCY
OF DEFENDANTS’ ANSWERS AND
OBJECTIONS TO PLAINTIFFS’
SECOND REQUESTS FOR
ADMISSION**

22 1. I am an Assistant Attorney General in the Civil Litigation Division at the
23 Arizona Attorney General’s Office, counsel of record for Plaintiff State of Arizona, *ex rel.*
24 Kristin K. Mayes, and a lead state for the Plaintiff States (“Plaintiffs”). I have personal
25 knowledge of the facts set forth herein. If called as a witness, I could and would
26 competently testify to the matters stated herein.

27 2. I submit this declaration in support of Plaintiffs’ Motion to Determine the
28 Sufficiency of Defendants’ Avid Telecom, Michael Lansky, and Stacey S. Reeves

1 (“Defendants”), Answers and Objections to Plaintiffs’ Second Set of Requests for
2 Admission (the “Motion”).

3 3. On or around October 17, 2025, Plaintiffs served their First Set of Requests
4 for Admission on the Defendants (the “Requests”). Attached hereto as **Exhibit A** is a true
5 and correct copy of Plaintiffs’ Requests.

6 4. Defendants submitted their responses on November 16, 2025. Attached
7 hereto as **Exhibit B** is a true and correct copy of Defendants’ responses.

8 5. On or around November 25, 2025, the Court held a telephonic conference on
9 the status of the parties’ discovery disputes. Plaintiffs asserted that from their initial review
10 of Defendants’ responses, there were several issues present that were also observed in
11 Defendants’ responses to Plaintiffs’ First RFAs, namely that the responses were evasive
12 and had unsubstantiated relevance objections.

13 6. On or around December 9, 2025, the parties held a meet and confer. During
14 the meeting, Plaintiffs raised the deficiencies in Defendants’ responses again – that they
15 were evasive nature and failed to elaborate on their relevancy objections.

16 7. On or around December 9, 2025, I sent an email to defense counsel following
17 up on the meet and confer with an itemized list of the deficiencies in Defendants’ responses.
18 Attached hereto as **Exhibit C** is a true and correct copy of my December 9, 2025 email.

19 8. On or around December 9, 2025, defense counsel acknowledged receipt of
20 my December 9, 2025 email, but have not yet responded to Plaintiffs’ concerns.

21 9. Plaintiffs attempted to meet and confer on this issue to no avail. Thus,
22 Plaintiffs had no choice but to draft and file the Motion.
23

24
25 I declare under penalty of perjury that the foregoing is true and correct.

26
27 Executed on December 18, 2025 at Phoenix, Arizona.

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/s/ Sarah Pelton
Sarah Pelton (AZ State Bar No. 039633)
Counsel for Plaintiff State of Arizona

CERTIFICATE OF SERVICE

I hereby certify that on December 18, 2025, I caused the foregoing
**DECLARATION OF SARAH PELTON IN SUPPORT OF THE STATE OF
ARIZONA, EX REL. KRISTIN K. MAYES, ATTORNEY GENERAL'S
MOTION TO DETERMINE THE SUFFICIENCY OF DEFENDANTS'
ANSWERS AND OBJECTIONS TO PLAINTIFFS' SECOND REQUESTS FOR
ADMISSION** to be filed and served electronically via the Court's CM/ECF system
upon counsel of record.

/s/ Sarah Pelton
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